

# DRAFT

Public Comments regarding Santa Ana Region Revised Compliance Schedule for SHEL TMDL for Newport Bay and other Water Quality Standards Basin Plan Amendments

## RESPONSE TO COMMENTS

COMMENT NO.	COMMENT	RESPONSE
CITY1	Staff report describes that Hole Lake Creek extends from Arlington Avenue to the Santa Ana River. However, Figure 12 appears to depict a much longer stream segment than described.	We acknowledge that Figure 12 shows a longer reach of Hole Lake Creek than the description in the Staff Report. We will edit the map to show Hole Lake Creek being from Arlington Avenue to the Santa Ana River.
CITY2	We understand the Regional Board's approved action for Hole Lake Creek to apply only to the natural stream channel from Arlington Avenue to the Santa Ana River	The Hole Lake Creek to be added to Table 3-1 of the Basin Plan is intended to be the channel from Arlington Avenue to the Santa Ana River.
CITY3	Figure 12 in the Staff Report incorrectly implies that the concrete-lined flood control channel is part of Hole Lake Creek despite the accompanying text to the contrary.	We acknowledge that Figure 12 may be misleading. We consider Hole Lake Creek to be as described in the Staff Report. As a result Figure 12 was revised.
CITY4	In order to avoid any possible confusion we recommend that a footnote be added to Table 3-1 describing Hole Lake Creek as the natural unlined channel extending from Arlington Avenue to the confluence with Reach 3 of the Santa Ana River.	We will add a footnote to Tables 3-1 and 4-1 clarifying that Hole Lake Creek "extends from Arlington Avenue to the confluence with Reach 3 of the Santa Ana River".
CITY5	If the State Board cannot discern the Regional Board's intent concerning the boundaries of Hole Lake Creek, then the State Board should remand the issue to the Regional Board and provide guidance on whether a concrete-lined flood control conveyance can also be considered a "water of the United States."	There is no need for the State Board to remand the proposed designation of Hole Lake Creek because the Regional Board has clarified the boundaries of the water body.